

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ MAR 30 2015 ★

BROOKLYN OFFICE

\_\_\_\_\_  
D. JOSEPH KURTZ, Individually and on  
Behalf of All Others Similarly Situated,

**ORDER**

Plaintiff,

14-CV-1142

-against-

KIMBERLY-CLARK CORP. &  
COSTCO WHOLESALE CORP.,

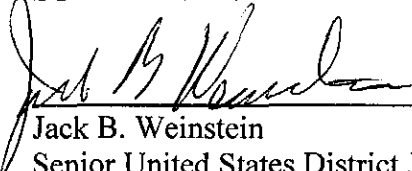
Defendants.

----- x

**JACK B. WEINSTEIN, Senior United States District Judge:**

The court is troubled by the ambiguities in evidence as to which products were used in New York, which were used in New Jersey, where they were purchased, and the quantities flushed. In addition to the preliminary discussion already scheduled for March 31, 2015 at 1:00 p.m, *see* ECF No. 98, the parties in the above captioned case shall be prepared to discuss proof of causation, and any other matters they wish to bring to the court's attention.

SO ORDERED.

  
\_\_\_\_\_  
Jack B. Weinstein  
Senior United States District Judge

March 30, 2015  
Brooklyn, New York

